

PATENT

#6
Election
10-16-B

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the **PATENT APPLICATION** of:

Allen M. Ely

Application No.: 10/023,582

Confirmation No.: 2688

Filed: December 18, 2001

For: PAPER JAM DETECTOR FOR
AUTOMATIC FOOD PROCESSING
LINE

Group: 3651

Examiner: Patrick Hewey Mackey

Our File: PPI2-PT005.1

Date: October 2, 2003

REPLY UNDER 37 CFR §1.111

Mail Stop Non-Fee Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RECEIVED
OCT 09 2003
GROUP 3600

Sir:

This Reply is being filed in response to the Office Action dated September 3, 2003 (Paper No. 5).

In the Action, the Examiner made an election of species requirement between two patentably distinct species of the invention. The Examiner has noted the species as Species A: Figure 4 or Species B: Figure 9. It was also noted that claim 1 appears to be generic, so that the claims directed to the non-elected species of the invention can remain in the application to the extent that a generic claim is eventually allowed.

In response to the election of species requirement, Applicant elects the species of Figure 9. Claims 1 and 3-12 read upon the elected species of the invention.

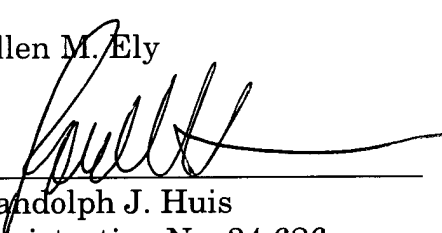
Applicant: Allen M. Ely
Application No.: 10/023,582

Prompt examination of the application is respectfully requested.

Respectfully submitted,

Allen M. Ely

By


Randolph J. Huis
Registration No. 34,626
(215) 568-6400

Volpe and Koenig, P.C.
United Plaza, Suite 1600
30 South 17th Street
Philadelphia, PA 19103

RJH/rct

OIP
OCT 06 2003
PATENT & TRADEMARK SERVICE

3651

PTO/SB/21 (05-03)

Approved for use through 04/30/2003. OMB 0651-0031

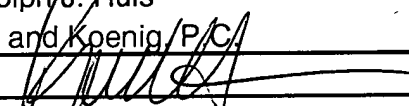
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

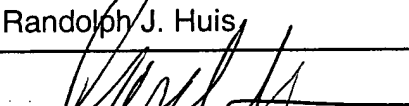
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	10/023,582
	Filing Date	December 18, 2001
	First Named Inventor	Allen M. Ely
	Art Unit	3651
	Examiner Name	Patrick Hewey Mackey
Total Number of Pages in This Submission	Attorney Docket Number	PPI2-PT005.1

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance communication to Group
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input checked="" type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Terminal Disclaimer	<input type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Certified Copy of Priority Document(s)	Remarks	
<input type="checkbox"/> Response to Missing Parts/Incomplete Application		
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		

RECEIVED
OCT 09 2003
GROUP 3600

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT		
Firm or Individual name	Randolph J. Huis Volpe and Koenig, P.C.	Reg. No. 34,626
Signature		
Date	October 2, 2003	

CERTIFICATE OF TRANSMISSION/MAILING			
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.			
Typed or printed name	Randolph J. Huis		
Signature		Date	October 2, 2003

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.